IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF WISCONSIN **GREEN BAY DIVISION**

ACANTHA LLC,	
Plaintiff,) v.)	Civil Action No. 1:15-cv-01257-WCG
DEPUY SYNTHES SALES, INC. and DEPUY SYNTHES PRODUCTS, INC.,	JURY TRIAL DEMANDED
Defendants.) () () () () () () () () () () () () (
<u>VERDIC</u>	<u>Γ FORM</u>
In answering these questions, you are to fo during the Court's jury instructions. Your answers to	llow all of the instructions provided by the Court of each question must be unanimous.
As used herein, "'008 patent" means U.S. Pat	ent No. RE43,008.
claims of the '008 patent with the Vectra p	the evidence that Defendants infringe the following products?
Answer "Yes" or "No" for each Claim.	
dependent claim.) Claim 9 Claim 21	must also answer "No" for Claim 9, since it is a
Claim 36 (If you answered "No" for Claim 36, you dependent claim.)	must also answer "No" for Claim 37, since it is a
Claim 37	
since they are dependent claims.)	must also answer "No" for Claims 72, 79, and 85,
Claim 72 Claim 79	
Claim 85	

2.	Did Acantha prove by a preponderance of the evidence that Defendants infringe the following claims of the '008 patent with the Zero-P VA product?
	Answer "Yes" or "No" for each Claim.
	Claim 21 Claim 36 (If you answered "No" for Claim 36, you must also answer "No" for Claim 37, since it is a
	dependent claim.) Claim 37 Claim 59
	(If you answered "No" for Claim 59, you must also answer "No" for Claims 79 and 85, since they are dependent claims.) Claim 79 Claim 85 Claim 85
	Question 3 only if you answered "yes" for any of Questions 1 or 2 above. Otherwise, do not ne question.
3.	Did Acantha prove by a preponderance of the evidence that Defendants' infringement was willful?
	Answer "Yes" or "No" below.
	'008 patent
4.	Did Defendants prove by clear and convincing evidence that any of the following claims are invalid because of obviousness?
	Answer "Yes" or "No" for each Claim.
	Claim 3 (If you answered "No" for Claim 3, you must also answer "No" for Claim 9, since it is a dependent claim.)
	Claim 9 Claim 21
	Claim 36 (If you answered "No" for Claim 36, you must also answer "No" for Claim 37, since it is a dependent claim.)
	Claim 37 Claim 59
	(If you answered "No" for Claim 59, you must also answer "No" for Claims 72, 79, and 85, since they are dependent claims.) Claim 72
	Claim 79 Claim 85

Answer Questions 5 and 6 only if, for at least one claim, you answered "Yes" in Questions 1 or 2 and answered "No" for that claim in Question 4. Otherwise, do not answer these questions.

5. What is the reasonable royalty that the plaintiff has proven by a preponderance of the

Date:	By: JURY FOREPERSON
·	"yes" or "no."
6	. In your answer to Question 5, did you include instruments in your royalty base? Answer
	(Royalty Rate percentage multiplied by Royalty Base)
	Total Amount: \$
	Royalty Base: \$
	Royalty Rate:
	evidence that it is entitled to?